IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

APPEAL FROM ORDER NO.1012 OF 2005
IN
NOTICE OF MOTION NO. OF 2005
IN
L. C. SUIT NO.4111 OF 2005

Sadiqali M. Noorani ..Appellant.
Vs.
Municipal Corporation of Greater Mumbai ..Respondent.
...
Mr. A.M. Saraogi for the Appellant.
Ms. Geeta Joglekar for the BMC.
...

CORAM : DR.D.Y.CHANDRACHUD, J.

17th November, 2005.

P.C. :

Mentioned. Not on Board. By consent taken on Board.

After the appeal has been argued and before the order is dictated, counsel appearing for the Appellant states that since ad-interim relief has been refused by the City Civil Court, the Appellant shall remove the offending structure referred to in the notice under Section 351 dated 5th September, 2005 within a period of four weeks from today. Time is granted to the Appellant to do so.

In the event, the Appellant fails to do that, the Municipal Corporation shall be at liberty to take steps to implement the order of the Additional Municipal Commissioner dated 7th October, 2005. The Appeal is accordingly disposed of.